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**THE VILLAGE OF WILLOW SPRINGS  
COOK COUNTY, ILLINOIS**

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**ORDINANCE  
NUMBER 2019- O - 23**

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**AN ORDINANCE AMENDING THE MUNICIPAL CODE OF  
THE VILLAGE OF WILLOW SPRINGS BY THE ADDITION OF  
CHAPTER 17 OF TITLE 4 PROHIBITING CANNABIS BUSINESS ESTABLISHMENTS**

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**JOHN M. CARPINO, President**

**MARY JANE MANNELLA, Clerk**

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**VILLAGE OF WILLOW SPRINGS**

**ORDINANCE NO. 2019-O-23**

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OF THE VILLAGE OF WILLOW SPRINGS  
BY THE ADDITION OF CHAPTER 17 OF TITLE 4  
PROHIBITING CANNABIS BUSINESS ESTABLISHMENTS**

**WHEREAS**, the Village of Willow Springs has the authority to adopt ordinances and to promulgate rules and regulations [that pertain to its government and affairs and] that protect the public health, safety and welfare of its citizens; and

**WHEREAS**, this Ordinance is adopted pursuant to the provisions of the Illinois Cannabis Regulation and Tax Act, Public Act 101-0027, which provides that the Village has the authority to prohibit adult-use cannabis business establishments; and

**WHEREAS**, the Village has determined that the operation of cannabis business establishments would present adverse impacts upon the health, safety and welfare of the residents, and additional costs, burdens and impacts upon law enforcement and regulatory operations of the Village; and

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Willow Springs as follows:

**SECTION 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**SECTION 2. Cannabis Business Establishments Prohibited.** Title 4, of the Municipal Code of the Village of Willow Springs is hereby amended by adding chapter 17 that will read as follows:

4-17-1: Definitions: The following words and phrases shall, for the purposes of this Chapter, have the meanings respectively ascribed to them by this section, as follows:

ADULT-USE CANNABIS BUSINESS ESTABLISHMENT: A cultivation center, craft grower, processing organization, infuser organization, dispensing organization or transporting organization.

**ADULT-USE CANNABIS CRAFT GROWER:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, dry, cure and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS CULTIVATION CENTER:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, process, transport and perform necessary activities to provide cannabis and cannabis-infused products to licensed cannabis business establishments, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS DISPENSING ORGANIZATION:** A facility operated by an organization or business that is licensed by the Illinois Department of Financial and Professional Regulation to acquire cannabis from licensed cannabis business establishments for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia or related supplies to purchasers or to qualified registered medical cannabis patients and caregivers, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS INFUSER ORGANIZATION OR INFUSER:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS PROCESSING ORGANIZATION OR PROCESSOR:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS TRANSPORTING ORGANIZATION OR TRANSPORTER:** An organization or business that is licensed by the Illinois Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program, per the Cannabis Regulation and Tax Act,

(P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

PERSON: Any person, firm, corporation, association, club, society or other organization, including any owner, manager, proprietor, employee, volunteer or agent.

4-17-2: Cannabis Business Establishments Prohibited. The following Adult-Use Cannabis Business Establishments are prohibited in the Village of Willow Springs. No person shall locate, operate, own, suffer, allow to be operated or aide, abet or assist in the operation within the Village of Willow Springs of any of the following:

- Adult-Use Cannabis Craft Grower
- Adult-Use Cannabis Cultivation Center
- Adult-Use Cannabis Dispensing Organization
- Adult-Use Cannabis Infuser Organization or Infuser
- Adult-Use Cannabis Processing Organization or Processor
- Adult-Use Cannabis Transporting Organization or Transporter

4-17-3: Public Nuisance Declared. Operation of any prohibited Cannabis Business Establishment within the Village of Willow Springs in violation of the provisions of this Chapter is hereby declared a public nuisance and shall be abated pursuant to all available remedies.

4-17-4: Violations; Penalty. Violations of this Chapter are punishable by a fine not to exceed \$750.00. For the purposes of this section, each day the violation is in existence shall be deemed to be a separate offense.

**Section 3. Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

**Section 4. Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

**(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)**

**Ordinance 2018-O-23, approved and adopted** by the President and Board of Trustees of the Village of Willow Springs, Cook County, Illinois this **15<sup>th</sup> day of August 2019**, pursuant to a roll call vote, as follows:

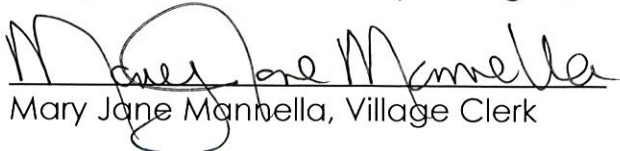
	PRESENT	ABSENT	YES	NO	ABSTAIN
Trustee Birks	✓		✓		
Trustee Carr	✓		✓		
Trustee Kennedy	✓		✓		
Trustee Moon	✓		✓		
Trustee Neddermeyer	✓		✓		
Trustee Posch	✓		✓		
President Carpino	✓				
<b>TOTAL</b>	<b>7</b>	<b>Ø</b>	<b>6</b>	<b>Ø</b>	<b>Ø</b>

  
John M. Carpino, Village President

ATTEST:

  
Mary Jane Mannella, Village Clerk

Published in pamphlet form by order of the Village Board this 15<sup>TH</sup> day of August, 2019.

  
Mary Jane Mannella, Village Clerk



STATE OF ILLINOIS           )  
  ) SS  
COUNTY OF COOK           )

**CERTIFICATION**

I, Mary Jane Mannella, DO HEREBY CERTIFY that I am the duly qualified and appointed Village Clerk of the Village of Willow Springs, Cook County, Illinois, and that as such Village Clerk I do have charge of and custody of the books and records of the Village of Willow Springs, Cook County, Illinois.

I DO HEREBY FURTHER CERTIFY that the foregoing is a full, true and correct copy of **ORDINANCE NO. 2019-O-23, "AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE VILLAGE OF WILLOW SPRINGS BY THE ADDITION OF CHAPTER 17 OF TITLE 4 PROHIBITING CANNABIS BUSINESS ESTABLISHMENTS,"** adopted and approved by the President and Board of Trustees of the Village of Willow Springs, Illinois, on **August 15, 2019**.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Willow Springs, Cook County, Illinois on **August 15, 2019**.



  
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Mary Jane Mannella, Village Clerk  
Village of Willow Springs, Cook County, Illinois